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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

MAJEED et al

Serial Number: 09/083,122

Filed: May 22, 1998



Attn: Office of the  
Commissioner for Patents

For: POTASSIUM HYDROXYCITRATE FOR THE SUPPRESSION OF APPETITE  
AND INDUCTION OF WEIGHT LOSS

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Washington, D.C. 20231

**RECEIVED**

May 2, 2000

MAY 04 2000

Sir:

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

The Applicants respectfully petition the Commissioner to withdraw the Holding of Abandonment as set forth in the Notice dated April 26, 2000. This application is being held abandoned purportedly for failure to respond to an Office Action dated September 3, 1999 within the statutory period of 6 months.

According to the records of the undersigned, a Notice of Appeal was filed on March 2, 2000 along with a Petition for Extension of Time and the requisite petition fee for extending the response period to March 2, 2000. In evidence of this contention, please find herewith a copy of the return receipt postcard date stamped March 2, 2000, a copy of the Notice of Appeal filed March 2, 2000 and a copy of the Petition for Extension of Time filed March 2, 2000.

It is strongly contended that the Notice of Appeal, as a response to the Office Action, was timely filed, and, therefore, the Commissioner is respectfully petitioned to withdraw the Holding of Abandonment.

In the event any additional fees are required with the filing of this paper, please charge our Deposit Account No. 01-2300.

Respectfully submitted,

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC

*King L. Wong*

King L. Wong  
Attorney for Applicants  
Registration No. 37,500

Atty. Docket No. 108064-08009

1050 Connecticut Avenue, N.W.  
Suite 600  
Washington, D.C. 20036-5339  
(202) 857-6000

Enclosures:      copy of return receipt postcard;  
                      copy of Notice of Appeal filed March 2, 2000;  
                      copy of Petition for Extension of Time filed March 2, 2000



Patent  Trademark  Docket No. P8064-8009

Serial No. 09/083,122 Filed May 22, 1998

Applicant(s) Majeed et al

Papers filed herewith on March 2, 2000

Fees \$ 395.00 00437

New Application

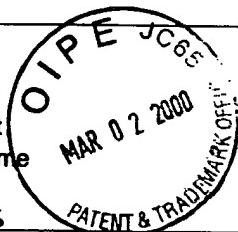
Amendment

Notice of Appeal

IDS/PTO-1449

Other Change Name & Address

- Assignment
- Declaration
- Priority Document
- Req. for Ext. of Time
- Drawings



Receipt is hereby acknowledged of the papers filed as indicated in connection with the above-identified case.

KLW/CB  
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COMMISSIONER OF PATENTS

NOTICE OF APPEAL FROM  
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: MAJEED et al

Serial No.: 09/083,122

Filed: May 22, 1998

For: POTASSIUM HYDROXYCITRATE FOR THE SUPPRESSION OF APPETITE AND INDUCTION OF WEIGHT LOSS

Group Art Unit: 1621

Date: March 2, 2000

To Assistant Commissioner Patents  
Washington, DC 20231

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated September 3, 1999 of the Primary Examiner finally rejecting claims 1, 2 and 5-17.

The item(s) checked below are appropriate:

1.  A petition for an extension of time to respond to the final rejection is filed on March 2, 2000, for an additional month.
2.  A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3.  Fee Small Entity \$150.00  
 Enclosed  
- Not required (fee paid in prior appeal)

In the event this paper is not considered to be timely filed, applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2300, along with any additional fees which may be required with respect to this paper.

Signature (Rule 191(b)). . . . . King L. Wong

Name King L. Wong  
Reg. No. 37,500

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KLW/db

